

REMARKS

Claims 1-3, 12, 13, 15 and 16 are pending in the application and stand rejected.

Rejection under 35 U.S.C §112

Claim 16 stands rejected under 35 U.S.C. 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. In particular, the Examiner objects to the recitation of “said user’s computer” for lacking antecedent basis. Applicants have amended the preamble of claim 16 to recite “a user’s computer” and submit that this rejection has thereby been addressed.

Rejection under 35 U.S.C §102

Claims 1-3, 12, 13, 15 and 16 stand rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,708,221 to Mendez. In particular, the Examiner continues to opine that Mendez discloses all of the claimed limitations. Applicants respectfully maintain their position that Mendez does not in fact disclose all claimed limitations but, in the interest of cooperation and to ease the passage of this case to allowance, have hereby further amended claims 1 and 16 to specify that the profile file is located on the user’s computer. Mendez does not disclose this limitation as his system is very clearly arranged to keep the different client profiles (“configuration and user data 356”) on the server, not on the client (i.e. the user’s computer) – please see, e.g., Mendez at col. 9 ll. 46-65, and Figs. 3 and 6. Furthermore, col. 12 ll. 46-53 clearly teach that the configuration and user data is downloaded to the client from the global server for executing the requested service. Thus, a skilled person reading Mendez would undoubtedly understand Mendez to teach away from Applicants’ method of allowing restricted access to the profile on the user’s computer. As explained in the specification, this is of great advantage as it affords the user a higher degree of security because it ensures that the user’s private information is not transmitted from his computer, and the downloaded service has restricted access to this private information. Mendez, on the other hand, keeps all users’ private information on the web server, beyond the reach and direct control of each individual user.

Applicants further respectfully insist that Mendez does not in fact teach executing the service within a confined run time environment. The Examiner cites to col2. 12 and 14 of Mendez as teaching the downloading and execution of a web service by the remote client terminal. While this is correct, there is in fact nothing anywhere in Mendez that teaches executing that web service within a confined run time environment that is provided with *restricted access* to the profile file located on the user's computer. Should the Examiner insist, Applicants respectfully request him to clearly and specifically point out where Mendez discloses this feature in accordance with 37 C.F.R. 1.104(c)2.

In view of the above, Applicants submit that Mendez and the presently claimed inventions are patentably distinct and respectfully request the Examiner to kindly reconsider and pass claims 1 and 16 to issue.

Claims 2, 3, 12, 13 and 15 depend from claim 1. In view of the above discussion, it is submitted that claim 1 is allowable, and for this reason claims 2, 3, 12, 13 and 15 are also allowable at least by virtue of their dependency on claim 1.

Rejection under 35 U.S.C §103

Claim 12 stands rejected under 35 U.S.C. 103(a) as being unpatentable over Mendez in view of U.S. Pat. No. 6,018,724 to Arent. Claim 12 depends from claim 1. "If an independent claim is nonobvious under 35 U.S.C. 103, then any claim depending therefrom is nonobvious." *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988). Therefore, in light of the above discussion of claim 1, Applicants submit that claim 12 is also allowable at least by virtue of its dependency.

In view of the above, Applicants submit that the application is now in condition for allowance and respectfully urge the Examiner to pass this case to issue.

The Commissioner is authorized to charge any additional fees which may be required or credit overpayment to deposit account no. 08-2025. In particular, if this response is not timely filed, the Commissioner is authorized to treat this response as including a petition to extend the time period pursuant to 37 CFR 1.136(a) requesting an extension of time of the number of months necessary to make this response timely filed and the petition fee due in connection therewith may be charged to deposit account no. 08-2025.

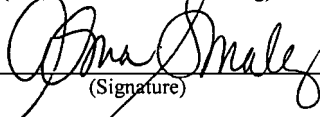
I hereby certify that this correspondence is being deposited with the United States Post Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 8, 2007

(Date of Transmission)

Alma Smalling

(Name of Person Transmitting)

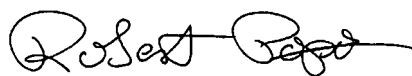


(Signature)

5/8/07

(Date)

Respectfully submitted,



Robert Popa

Attorney for Applicants

Reg. No. 43,010

LADAS & PARRY

5670 Wilshire Boulevard, Suite 2100

Los Angeles, California 90036

(323) 934-2300 voice

(323) 934-0202 facsimile

rpopa@ladasparry.com